

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

James Smith and Jerry Honse, on behalf of	)	
themselves and all others similarly situated,	)	
and on behalf of the Triad Manufacturing,	)	Civil Action No.: 1:20-cv-02350
Inc. Employee Stock Ownership Plan,	)	
	)	JUDGE RONALD A. GUZMAN
Plaintiffs,	)	
v.	)	MAGISTRATE JUDGE YOUNG B. KIM
	)	
GreatBanc Trust Company, the Board of	)	
Directors of Triad Manufacturing, Inc.,	)	
David Caito, Robert Hardie, Michael	)	
McCormick, Elizabeth J. McCormick,	)	
Elizabeth J. McCormick Second Amended	)	
and Restated Revocable Living Trust,	)	
Michael K. McCormick Second Amended	)	
and Restated Revocable Living Trust, David	)	
M. Caito Revocable Trust, and First	)	
Amended and Restated Robert Hardie	)	
Revocable Trust,	)	
	)	
Defendants.	)	

**JOINT MOTION FOR EXTENSION OF MOTION HEARING  
AND REQUEST FOR LEAVE TO APPEAR TELEPHONICALLY**

NOW COMES, the Plaintiffs James Smith and Jerry Honse (“Plaintiffs”), the Defendant GreatBanc Trust Company (“GreatBanc”), and the Board of Directors of Triad Manufacturing, Inc., David Caito, Robert Hardie, Michael McCormick, Elizabeth J. McCormick, Elizabeth J. McCormick Second Amended and Restated Revocable Living Trust, Michael K. McCormick Second Amended and Restated Revocable Living Trust, David M. Caito Revocable Trust, and First Amended and Restated Robert Hardie Revocable Trust (“Triad Defendants”) (collectively the “Parties”), by and through their respective undersigned counsels, and hereby request this Honorable Court extend the date for the Motion Hearing set for January 26, 2023 (Dkt. No. 131)

to a date to be set by this Honorable Court the week of February 13, 2023 and for leave to appear telephonically at the hearing, and in support thereof, state as follows:

1. On January 17, 2023, the Plaintiffs filed their Unopposed Motion for Class Certification. (Dkt. No. 128).
2. On January 19, 2023, this Honorable Court set a Motion hearing on the Motion for Class Certification for January 26, 2023. (Dkt. No. 131).
3. Counsel for the Triad Defendants currently have an all-day mediation and a hearing in other matters scheduled for January 26, 2023.
4. As a result, the Parties have convened and agreed to extend the date for the Motion hearing from January 26, 2023 to a later date, subject to this Honorable Court's approval.
5. The Parties have all confirmed availability any day the week of February 13, 2023.
6. Moreover, the Parties are still engaged in settlement negotiations, and it is possible a settlement is reached in principal before the date of the Motion hearing.
7. As a result, the Parties respectfully request this Honorable Court extend the date for the Motion hearing from January 26, 2023 to a date to be decided by the Court the week of February 13, 2023.
8. In addition, in the event the Parties have not reached a settlement by the time of the Motion hearing and the Motion hearing is necessary, the Parties request this Honorable Court grant them leave to appear telephonically.

**WHEREFORE**, the Parties respectfully request this Honorable Court:

1. Extend the date for the Motion hearing from January 26, 2023 to a date to be chosen by the Court the week of February 13, 2023; and
2. Grant leave for counsel for the Parties to appear telephonically at the Motion hearing.

Respectfully submitted this 20<sup>th</sup> day of January, 2023.

/s/ Mary J. Bortscheller

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on today's date, January 20, 2023, he served a copy of the ***Joint Motion For Extension of Motion Hearing and Request For Leave to Appear Telephonically*** on all parties via electronic service through the CM/ECF filing system.

/s/ Matthew D. Grabell

One of the Triad Defendants' Attorneys